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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/935,983	08/23/2001	Kevin Dumstorff	7164	1324
7590 08/02/2004			EXAMINER	
PAUL M. DENK 763 South New Ballas Rd. St. Louis, MO 63141			LUK, EMMANUEL S	
			ART UNIT	PAPER NUMBER
			1722	

DATE MAILED: 08/02/2004

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**BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES**

Application Number: 09/935,983
Filing Date: August 23, 2001
Appellant(s): DUMSTORFF ET AL.

Paul M. Denk
For Appellant

EXAMINER'S ANSWER

This is in response to the appeal brief filed June 7, 2004.

(1) Real Party in Interest

A statement identifying the real party in interest is contained in the brief.

(2) Related Appeals and Interferences

A statement identifying the related appeals and interferences which will directly affect or be directly affected by or have a bearing on the decision in the pending appeal is contained in the brief.

(3) Status of Claims

The statement of the status of the claims contained in the brief is correct.

(4) Status of Amendments After Final

The appellant's statement of the status of amendments after final rejection contained in the brief is correct.

(5) Summary of Invention

The summary of invention contained in the brief is correct.

(6) Issues

The appellant's statement of the issues in the brief is correct.

(7) Grouping of Claims

Appellant's brief includes a statement that claim 5 do not stand or fall together and provides reasons as set forth in 37 CFR 1.192(c)(7) and (c)(8).

(8) Claims Appealed

The copy of the appealed claims contained in the Appendix to the brief is correct.

Art Unit: 1722

(9) Prior Art of Record

6,328,552

Hendrickson et al

12-2001

(10) Grounds of Rejection

The following ground(s) of rejection are applicable to the appealed claims:

Claim 5 is rejected under 35 U.S.C. 103(a). This rejection is set forth in a prior Office Action, mailed on January 5, 2004.

(11) Response to Argument

Appellants argue that claim 5 is not obvious under 35 U.S.C. 103 (a) over Hendrickson (-552).

Appellants argue that Hendrickson (-552) does not teach or suggest how one of ordinary skill in the art would make a dual cavity injection molding device wherein each forms a segment of a key fob and also the use of the injection molding machine in the manner with the device.

The examiner disagrees as this is discussed in the final rejection of claim 5 in the Office Action dated January 5, 2004. Hendrickson (-552) discloses a plurality of mold blanks (mold inserts) in an injection molding machine that that are formed together to form a molding cavity. The modification of Hendrickson (-552) with alternative mold parts as disclosed by Hendrickson (-552) allows for mold inserts for molding different parts. The different mold parts thus in turn allows for the creation of the key fobs by the mold cavities.

The examiner further disagrees with the appellant's argument concerning the use of an injection molding machine in the manner of the machine. The appellant's claim

Art Unit: 1722

merely states an injection mold with no further structural limitation. The molds of Hendrickson (-552) are injection molds since the molds are connected to an injection molding machine as disclosed by Hendrickson (-552).

For the above reasons, it is believed that the rejections should be sustained.

Respectfully submitted,

Emmanuel S. Luk

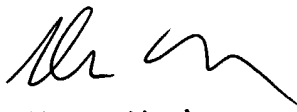
EL
July 28, 2004

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